

Before the
Federal Communications Commission
WASHINGTON, D.C. 20554

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In the Matter of

Elehue Kawika Freemon and
Lucille Freemon
Complainants,

v

American Telephone and Telegraph Company
Defendant.

CC Docket No. 94-89
File No. E-90-393

DOCKET FILE COPY ORIGINAL

Motion to correct Complainants Findings of Fact, issued January 29, 1995.

As stipulated at CFR 1.65 the complainants wish to correct the following times.

5. " ... an AT&T operator handled the operator-assisted call at issue. ", the answer is YES that there was a conversation between Mr. Elehue K. Freemon and Mrs. Lucille K. Freemon on May 30, 1988 at approximately at 2300."

Should be;

"... Freemon and Mrs. Lucille K. Freemon on May 30, 1988 at approximately at 22:30.¹"

The hours of 2300 is in error and should read 22:30 to reflect 10:30 p.m.
Since there was only one call that operator Nancy Zolinkov was involved with the complainants and the Portland, Oregon 911 and in keeping within the FCC hearing order.

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9. " In this case", case Docket No. 94-89, and " that I said " , I as recognized to be Mr. Elehue K. Freemon , Mr. Elehue K. Freemon's questioning is referring to the May 30, 1988 collect telephone call and the beginning of the conversation between Mr. Elehue K. Freemon and Mrs. Lucille K. Freemon at approximately 2300 occurring, giving Mr. Jacoby for stating his objections of a possible mischaracterization of Ms. Nancy Zolnikov's own testimony on Page 70, line 18 to page 71 line 2.

Should be;

"... Mrs. Lucille K. Freemon at approximately 22:30 occurring, ..."

The hours of 2300 is in error and should read 22:30 to reflect 10:30 p.m.

Since there was only one call that operator Nancy Zolinkov was involved with the complainants and the Portland, Oregon 911 and in keeping within the FCC hearing order.

20. To the question at IV. ORDERING CLAUSES 11. (3) whether AT&T intercepted and disclosed the contents or meaning of any telephone call on May 30, 1988, between the time of approximately 2300 and 2400 hours Mr. Elehue K. Freemon will now submit the following facts and objection.

Should be;

"... the time of approximately 22:30 and 23:00 hours Mr. Elehue K. Freemon will now submit the following facts and objection."

The hours of 2300 is in error and should read 22:30 to reflect 10:30 p.m. and 23:00 to reflect 11:00 pm.

Since there was only one call that operator Nancy Zolinkov was involved with the complainants and the Portland, Oregon 911 and in keeping within the FCC hearing order.

72. In answer to the allegation that an "... telephone conversation ensued between Elehue K. Freemon and Mrs. Lucille Freemon on May 30, 1988 at the time an AT&T operator Ms. Nancy Zolnikov was handling the operator-assisted call at issue." it has been concluded that YES, there was a conversation between Mr. Elehue K. Freemon

and Mrs. Lucille K. Freemon on May 30, 1988 at approximately at 2300 hours.

Should be;

"... and Mrs. Lucille K. Freemon on May 30, 1988 at approximately at 22:30 hours."

The hours of 2300 is in error and should read 22:30 to reflect 10:30 p.m.

Since there was only one call that operator Nancy Zolinkov was involved with the complainants and the Portland, Oregon 911 and in keeping within the FCC hearing order.

Sincerely Yours,



Complainant
Elehue k. Freemon
General Delivery
Big Bear Lake, CA 92315

March 5, 1995

Certificate of Service

I, Dr. Gisela Spieler, hereby certify that a true copy of the foregoing "Motion to correct Complainants Findings and Fact, issued January 29, 1995" was served on the March 9th 1995 by U.S. mail, postage prepaid upon the parties listed below:

Thomas D. Wyatt
Chief, Formal Complaints and Investigations Branch
Common Carrier Bureau
Federal Communications Commission
1250 23rd Street, N.W. - Plaza Level
Washington, D.C. 20554

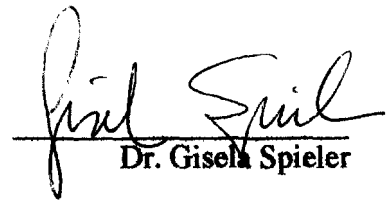
Keith Nichols, Esq.
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Common Carrier Bureau
Federal Communications Commission
Washington, D.C. 20554

Honorable Walter C. Miller
Administrative Law Judge
Federal Communications Commission
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Dr. Gisela Spieler